

AMENDED IN SENATE AUGUST 28, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 652**

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**Introduced by Assembly Member Ammiano**

February 21, 2013

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An act to add Section 11165.15 to the Penal Code, relating to child abuse.

LEGISLATIVE COUNSEL'S DIGEST

AB 652, as amended, Ammiano. Child Abuse and Neglect Reporting Act: homeless children.

Existing law, the Child Abuse and Neglect Reporting Act, requires a mandated reporter, as defined, to report whenever he or she, in his or her professional capacity or within the scope of his or her employment, has knowledge of or observes a child whom the mandated reporter knows or reasonably suspects has been the victim of child abuse or neglect.

This bill would provide that the fact that a child is homeless or is classified as an unaccompanied minor is not, in and of itself, a sufficient basis for reporting child abuse or neglect.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 11165.15 is added to the Penal Code, to
- 2 read:
- 3 11165.15. For the purposes of this article, the fact that a child
- 4 is homeless or is classified as an unaccompanied minor, as defined

1 in Section 11434a of the federal McKinney-Vento Homeless  
2 Assistance Act (42 U.S.C. Sec. 11301 et seq.), is not, in and of  
3 itself, a sufficient basis for reporting child abuse or neglect. *Nothing*  
4 *in this section shall limit a mandated reporter, as defined in Section*  
5 *11165.7, from making a report pursuant to Section 11166 whenever*  
6 *the mandated reporter has knowledge of or observes an*  
7 *unaccompanied minor whom the mandated reporter knows or*  
8 *reasonably suspects to be the victim of abuse or neglect.*

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